



Crime and Punishment (Scotland) Act 1997

1997 CHAPTER 48

PART II

CRIMINAL PROCEDURE

Evidential provisions

27 Proof of age

After section 255 of the 1995 Act there shall be inserted the following section—

“Proof of age

255A Proof of age

Where the age of any person is specified in an indictment or a complaint, it shall, unless challenged—

- (a) in the case of proceedings on indictment by giving notice of a preliminary objection under paragraph (b) of section 72(1) of this Act or under that paragraph as applied by section 71(2) of this Act; or
- (b) in summary proceedings—
 - (i) by preliminary objection before the plea of the accused is recorded; or
 - (ii) by objection at such later time as the court may in special circumstances allow,be held as admitted.”